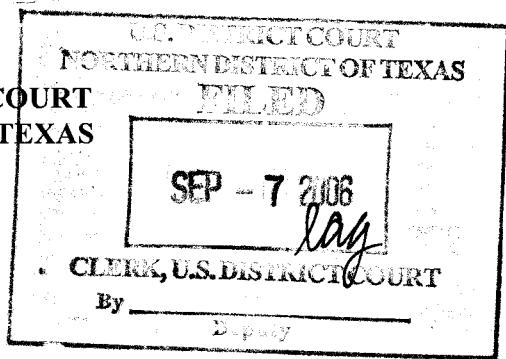


GYM  
ORIGINAL

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION



LEO J. DUTIL, Derivatively and on Behalf  
of Nominal Defendant MICHAELS  
STORES, INC.,

Plaintiff,

v.

Civil Action No. 3:03-CV-2061-M

R. MICHAEL ROULEAU, BRYAN M.  
DeCORDOVA, DUANE E. HIEMENZ,  
RICHARD C. MARCUS, THOMAS C.  
DeCARO, JAMES F. TUCKER,  
EDWARD F. SADLER, CHARLES J.  
WYLY, SAM WYLY, RICHARD E.  
HANLON, LIZ MINYARD, and  
ROBERT M. SPENCER,

Defendants,

MICHAELS STORES, INC.,

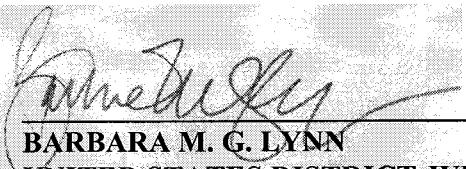
Nominal Defendant.

**ORDER**

Before the Court are Plaintiff's "Unopposed Notice of Dismissal Without Prejudice," filed August 31, 2006, and Plaintiff's "Response to Movant Anderson's Notice of Related Cases," filed September 1, 2006. Having considered these filings, the Court DISMISSES without prejudice Civil Action Number 3:03-CV-2061-M.

**SO ORDERED.**

September 7, 2006.

  
BARBARA M. G. LYNN  
UNITED STATES DISTRICT JUDGE  
NORTHERN DISTRICT OF TEXAS

# CASE CLOSED

**CASE NUMBER:** 3:03-cv-2061-M

**DATE:** 09/07/06

**TRIAL:** YES \_\_\_\_\_ NO X